

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

JOHN BRUENS, MARY STEWART, MARC
SIROCKMAN, MELISSA VAUGHN

Defendants.

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) Criminal No. 05-10102-JLT
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Oral Argument Requested

**DEFENDANT MARC SIROCKMAN'S MOTION
FOR SEVERANCE FROM THE OTHER DEFENDANTS**

Defendant Marc Sirockman ("Sirockman") hereby moves this Court for the severance of his trial from that of defendants Mary Stewart, John Bruens, and Melissa Vaughn. As more fully set forth in the accompanying Memorandum of Law in Support of Defendant Sirockman's Motion for Severance from the Other Defendants, because the government is likely going to seek to introduce over a half dozen co-defendant statements that are inadmissible against Sirockman, a joint trial would compromise Sirockman's trial rights and prevent the jury from making a reliable judgment about his guilt or innocence. Accordingly, pursuant to Fed. R. Crim. P. 14 and Bruton v. United States, 391 U.S. 123 (1968) and its progeny, Sirockman moves this Court to sever his trial from that of the other defendants.

Respectfully submitted,

MARC SIROCKMAN,

By his attorneys,

/s/ McKenzie E Webster
Tracy A. Miner, BBO # 547137
McKenzie E. Webster BBO #651204
Mintz, Levin, Cohn, Ferris,
Glovsky & Popeo, P.C.
One Financial Center
Boston, Massachusetts 02110

Dated: September 19, 2006

Certificate of Service

This is to certify that a copy of the foregoing motion was filed electronically in compliance with ECF procedures on this 19th day of September 2006.

/s/ McKenzie E Webster
McKenzie E Webster